FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

C.A.NO.370 OF 2007 IN F.A.ST.NO.26240 OF 2006

OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS.	COURT'S OR JUDGES ORDERS

Mr.A.N.Gawade,AGP. for the Applicant.

CORAM : A.S. OKA, J.
DATE : SEPTEMBER 12, 2007.

P.C.

1. Heard learned A.G.P. for the Applicant. None appears for the respondent though notice is served. Sufficient cause is made out for condonation of delay. Rule is made absolute in terms of prayer clause (b).

(A.S. OKA, J.)

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL ST.NO.26240 OF 2006

OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS.	COURT'S OR JUDGES ORDERS

Mr.A.N.Gawade,AGP. for the Applicant.

CORAM : A.S. OKA, J.
DATE : SEPTEMBER 12, 2007.

P.C.

1. Admit. Printing is dispensed with.

2. Time of eight weeks is granted to remove all office objections. If all the office objections are not removed within the stipulated time, the Appeal will stand dismissed for want of prosecution without further reference to the Court.

3. Private paperbook along with Decree Form shall be filed by the Appellant within a period of one year from today. If compliance is not made within stipulated time, the Appeal shall stand dismissed for want of prosecution without further reference to the Court.

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

C.A.NO.371 OF 2007 IN F.A.ST.NO.26242 OF 2006

OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS.	COURT'S OR JUDGES ORDERS

Mr.S.N.Gawade,AGP. for the Applicant.

CORAM : A.S. OKA, J.
DATE : SEPTEMBER 12, 2007.

P.C.

1. Heard learned A.G.P. for the State.

2. The impugned Judgment and Award is in the nature of a money decree. Hence, unconditional stay cannot be granted.

3. The execution and operation of the impugned Judgment and Award will remain stayed till the final disposal of the First Appeal subject to condition of the Applicant depositing the entire amount due and payable as per the impugned Award with the Reference Court within a period of twelve weeks from today. If the deposit of entire amount is not made within stipulated period, the interim stay granted will stand forthwith vacated without

further reference to the court.

4. If the amount as aforesaid is deposited, the Claimant/s will be permitted to withdraw the said amount subject to furnishing adequate security for the said amount to the satisfaction of the Reference Court. The Reference Court will hear the Applicant before accepting the security.

5. Civil Application is disposed of in above terms.

(A.S. OKA, J.)